

### REMARKS/ARGUMENTS

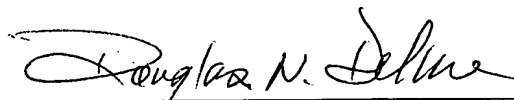
Applicants' claims are 1-8. Claims 1-3 and 5-7 stand rejected under 35 USC §102(b) as being anticipated by the teachings of USP 6,103,6578 (Murray, et al.). Claims 4 and 8 were acknowledged as being directed to patentable subject matter but for dependence on unallowed base claims.

After careful review of the teachings of Murray, et al., it is believed the rejection of claims 1-3 and 5-7 is in error, in as much as Murray, et al. relates to homogeneous (soluble) metal complexes useful as catalyst precursors for polymerization of olefins. In contrast, the present claims are directed to a solid, hydrocarbon insoluble composition. The recited sections of Murray et al., illustrate the synthesis of certain organometallic compounds using common hydrocarbon solvents such as toluene. See, e.g., col. 12, lines 55-56, col. 14, lines 35-end. The magnesium containing reagents employed are Grignard reagents, which are well known soluble reagents for use in generation of anions in organometallic syntheses.

In contrast, the present invention is directed to a solid catalyst composition wherein the magnesium component is in particle form. Such compositions are well known as Ziegler-Natta type catalyst compositions. The 2-alkylpyridine compound is incorporated into the composition without resulting in solubilizing thereof. Thus the materials and compounds used in the present claims are completely different from and non-analogous to the compounds and processes used in Murray et al.

In view of the foregoing differences between the present invention and the prior art as exemplified by Murray et al., it is believed that all of applicant's claims are now in condition for allowance. Accordingly, Applicant respectfully requests that a timely Notice of Allowance be issued in this application.

Respectfully submitted,



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